

By: Creighton

S.B. No. 1749

A BILL TO BE ENTITLED

AN ACT

relating to the confidentiality of certain information for commissioners and employees whose duties relate to the administration of the judicial branch of state government and the commissioners' and employees' family members.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. The heading to Section 13.0021, Election Code, is amended to read as follows:

Sec. 13.0021. ADDITIONAL REGISTRATION INFORMATION FROM CERTAIN FEDERAL AND STATE JUDGES, FEDERAL OFFICIALS, CLERKS, GOVERNMENTAL EMPLOYEES, AND FAMILY MEMBERS.

SECTION 2. Section 13.0021(b), Election Code, is amended to read as follows:

(b) The registrar of the county shall omit from the registration list the residence address for a [If the] registration applicant who is:

(1) a federal judge, including a federal bankruptcy judge;

(2) [] a state judge;

(3) [] a marshal of the United States Marshals Service;

(4) [] a United States attorney;

(5) a current or former county clerk, district clerk, or county and district clerk, or a current or former employee of the

office of a county clerk, district clerk, or county and district clerk;

(6) a current or former employee whose duties relate to court administration, including a court clerk, court coordinator, court administrator, juvenile case manager, law clerk, or staff attorney;

(7) a current or former employee of the Office of Court Administration of the Texas Judicial System and entities administratively attached to the office;

(8) a current or former commissioner or employee of the State Commission on Judicial Conduct;[7] or

(9) a family member of a person listed in Subdivisions (1)-(8) [state judge, a federal judge, including a federal bankruptcy judge, a marshal of the United States Marshals Service, or a United States attorney, the registrar of the county shall omit the applicant's residence address from the registration list].

SECTION 3. Section 72.016, Government Code, is amended to read as follows:

Sec. 72.016. NOTIFICATION PROCEDURE FOR JUDICIAL PRIVACY. The director shall develop a procedure to regularly notify county registrars, the Department of Public Safety, the Texas Ethics Commission, and any other state or local government agency the office determines should be notified of the judges, judges' spouses, employees of the Office of Court Administration of the Texas Judicial System and entities administratively attached to the office, commissioners and employees of the State Commission on Judicial Conduct, and related family members whose personal

1 information must be kept from public records, as provided under
2 Sections 552.117 and 572.035 of this code, Sections 13.0021 and
3 15.0215, Election Code, Section 25.025, Tax Code, and Section
4 521.121, Transportation Code.

5 SECTION 4. Section 552.117, Government Code, is amended by
6 amending Subsections (a) and (b) and adding Subsection (b-1) to
7 read as follows:

8 (a) Information is excepted from the requirements of
9 Section 552.021 if it is information that relates to the home
10 address, home telephone number, emergency contact information, or
11 social security number of the following person or that reveals
12 whether the person has family members:

13 (1) a current or former official or employee of a
14 governmental body, except as otherwise provided by Section 552.024;

15 (2) a current or honorably retired peace officer as
16 defined by Article 2A.001, Code of Criminal Procedure, or a current
17 or honorably retired security officer commissioned under Section
18 51.212, Education Code, regardless of whether the officer complies
19 with Section 552.024 or 552.1175, as applicable;

20 (3) a current or former employee of the Texas
21 Department of Criminal Justice or of the predecessor in function of
22 the department or any division of the department, regardless of
23 whether the current or former employee complies with Section
24 552.1175;

25 (4) a peace officer as defined by Article 2A.001, Code
26 of Criminal Procedure, or other law, a reserve law enforcement
27 officer, a commissioned deputy game warden, or a corrections

1 officer in a municipal, county, or state penal institution in this
2 state who was killed in the line of duty, regardless of whether the
3 deceased complied with Section 552.024 or 552.1175;

4 (5) a commissioned security officer as defined by
5 Section 1702.002, Occupations Code, regardless of whether the
6 officer complies with Section 552.024 or 552.1175, as applicable;

7 (6) an officer or employee of a community supervision
8 and corrections department established under Chapter 76 who
9 performs a duty described by Section 76.004(b), regardless of
10 whether the officer or employee complies with Section 552.024 or
11 552.1175;

12 (7) a current or former employee of the office of the
13 attorney general who is or was assigned to a division of that office
14 the duties of which involve law enforcement or are performed under
15 Chapter 231, Family Code, regardless of whether the current or
16 former employee complies with Section 552.024 or 552.1175;

17 (8) a current or former employee of the Texas Juvenile
18 Justice Department or of the predecessors in function of the
19 department, regardless of whether the current or former employee
20 complies with Section 552.024 or 552.1175;

21 (9) a current or former juvenile probation or
22 supervision officer certified by the Texas Juvenile Justice
23 Department, or the predecessors in function of the department,
24 under Title 12, Human Resources Code, regardless of whether the
25 current or former officer complies with Section 552.024 or
26 552.1175;

27 (10) a current or former employee of a juvenile

1 justice program or facility, as those terms are defined by Section
2 261.405, Family Code, regardless of whether the current or former
3 employee complies with Section 552.024 or 552.1175;

4 (11) a current or former member of the United States
5 Army, Navy, Air Force, Coast Guard, or Marine Corps, an auxiliary
6 service of one of those branches of the armed forces, or the Texas
7 military forces, as that term is defined by Section 437.001;

8 (12) a current or former district attorney, criminal
9 district attorney, or county or municipal attorney whose
10 jurisdiction includes any criminal law or child protective services
11 matters, regardless of whether the current or former attorney
12 complies with Section 552.024 or 552.1175;

13 (13) a current or former employee of a district
14 attorney, criminal district attorney, or county or municipal
15 attorney whose jurisdiction includes any criminal law or child
16 protective services matters, regardless of whether the current or
17 former employee complies with Section 552.024 or 552.1175;

18 (14) a current or former employee of the Texas Civil
19 Commitment Office or of the predecessor in function of the office or
20 a division of the office, regardless of whether the current or
21 former employee complies with Section 552.024 or 552.1175;

22 (15) a current or former federal judge or state judge,
23 as those terms are defined by Section 1.005, Election Code, a
24 federal bankruptcy judge, a marshal of the United States Marshals
25 Service, a United States attorney, or a family member of a current
26 or former federal judge, including a federal bankruptcy judge, a
27 marshal of the United States Marshals Service, a United States

1 attorney, or a state judge;

2 (16) a current or former child protective services
3 caseworker, adult protective services caseworker, or investigator
4 for the Department of Family and Protective Services, regardless of
5 whether the caseworker or investigator complies with Section
6 552.024 or 552.1175, or a current or former employee of a department
7 contractor performing child protective services caseworker, adult
8 protective services caseworker, or investigator functions for the
9 contractor on behalf of the department;

10 (17) an elected public officer, regardless of whether
11 the officer complies with Section 552.024 or 552.1175;

12 (18) a current or former United States attorney,
13 assistant United States attorney, federal public defender, deputy
14 federal public defender, or assistant federal public defender and
15 the spouse or child of the current or former attorney or public
16 defender, regardless of whether the person complies with Section
17 552.024 or 552.1175; ~~[or]~~

18 (19) a firefighter or volunteer firefighter or
19 emergency medical services personnel as defined by Section 773.003,
20 Health and Safety Code, regardless of whether the firefighter or
21 volunteer firefighter or emergency medical services personnel
22 comply with Section 552.024 or 552.1175, as applicable;

23 (20) a current or former county clerk, district clerk,
24 or county and district clerk, or a current or former employee of the
25 office of a county clerk, district clerk, or county and district
26 clerk, regardless of whether the current or former clerk or
27 employee complies with Section 552.024 or 552.1175;

1 (21) a current or former employee whose duties relate
2 to court administration, including a court clerk, court
3 coordinator, court administrator, juvenile case manager, law
4 clerk, or staff attorney, regardless of whether the employee
5 complies with Section 552.024 or 552.1175;

6 (22) a current or former employee of the Office of
7 Court Administration of the Texas Judicial System and entities
8 administratively attached to the office, regardless of whether the
9 employee complies with Section 552.024 or 552.1175; or

10 (23) a current or former commissioner or employee of
11 the State Commission on Judicial Conduct, regardless of whether the
12 commissioner or employee complies with Section 552.024 or 552.1175.

13 (b) Except as provided by Subsection (b-1), all ~~[All]~~
14 documents filed with a county clerk and all documents filed with a
15 district clerk are exempt from this section.

16 (b-1) A county clerk or district clerk on request of a
17 person to whom this section applies shall redact information
18 described by Subsection (a) that relates to the person from any
19 document the clerk posts on an Internet website.

20 SECTION 5. Section 552.1175, Government Code, is amended by
21 amending Subsections (a) and (e) and adding Subsection (e-1) to
22 read as follows:

23 (a) This section applies only to:

24 (1) current or honorably retired peace officers as
25 defined by Article 2A.001, Code of Criminal Procedure, or special
26 investigators as described by Article 2A.002, Code of Criminal
27 Procedure;

1 (2) current or honorably retired county jailers as
2 defined by Section 1701.001, Occupations Code;

3 (3) current or former employees of the Texas
4 Department of Criminal Justice or of the predecessor in function of
5 the department or any division of the department;

6 (4) commissioned security officers as defined by
7 Section 1702.002, Occupations Code;

8 (5) a current or former district attorney, criminal
9 district attorney, or county or municipal attorney whose
10 jurisdiction includes any criminal law or child protective services
11 matters;

12 (5-a) a current or former employee of a district
13 attorney, criminal district attorney, or county or municipal
14 attorney whose jurisdiction includes any criminal law or child
15 protective services matters;

16 (6) officers and employees of a community supervision
17 and corrections department established under Chapter 76 who perform
18 a duty described by Section 76.004(b);

19 (7) criminal investigators of the United States as
20 described by Article 2A.002(a), Code of Criminal Procedure;

21 (8) current or honorably retired police officers and
22 inspectors of the United States Federal Protective Service;

23 (9) current and former employees of the office of the
24 attorney general who are or were assigned to a division of that
25 office the duties of which involve law enforcement or are performed
26 under Chapter 231, Family Code;

27 (10) current or former juvenile probation and

1 detention officers certified by the Texas Juvenile Justice
2 Department, or the predecessors in function of the department,
3 under Title 12, Human Resources Code;

4 (11) current or former employees of a juvenile justice
5 program or facility, as those terms are defined by Section [261.405](#),
6 Family Code;

7 (12) current or former employees of the Texas Juvenile
8 Justice Department or the predecessors in function of the
9 department;

10 (13) federal judges and state judges as defined by
11 Section [1.005](#), Election Code;

12 (14) current or former employees of the Texas Civil
13 Commitment Office or of the predecessor in function of the office or
14 a division of the office;

15 (15) a current or former member of the United States
16 Army, Navy, Air Force, Coast Guard, or Marine Corps, an auxiliary
17 service of one of those branches of the armed forces, or the Texas
18 military forces, as that term is defined by Section [437.001](#);

19 (16) a current or former child protective services
20 caseworker, adult protective services caseworker, or investigator
21 for the Department of Family and Protective Services or a current or
22 former employee of a department contractor performing child
23 protective services caseworker, adult protective services
24 caseworker, or investigator functions for the contractor on behalf
25 of the department;

26 (17) an elected public officer;

27 (18) a firefighter or volunteer firefighter or

1 emergency medical services personnel as defined by Section 773.003,
2 Health and Safety Code; ~~and~~

3 (19) a current or former United States attorney,
4 assistant United States attorney, federal public defender, deputy
5 federal public defender, or assistant federal public defender;

6 (20) a current or former county clerk, district clerk,
7 or county and district clerk, or a current or former employee of the
8 office of a county clerk, district clerk, or county and district
9 clerk;

10 (21) a current or former employee whose duties relate
11 to court administration, including a court clerk, court
12 coordinator, court administrator, juvenile case manager, law
13 clerk, or staff attorney;

14 (22) a current or former employee of the Office of
15 Court Administration of the Texas Judicial System and entities
16 administratively attached to the office; and

17 (23) a current or former commissioner or employee of
18 the State Commission on Judicial Conduct.

19 (e) Except as provided by Subsection (e-1), all ~~All~~
20 documents filed with a county clerk and all documents filed with a
21 district clerk are exempt from this section.

22 (e-1) A county clerk or district clerk on request of a
23 person to whom this section applies shall redact information
24 described by Subsection (b) that relates to the person from any
25 document the clerk posts on an Internet website.

26 SECTION 6. Section 25.025(a), Tax Code, as amended by
27 Chapters 76 (S.B. 617), 152 (S.B. 870), 430 (H.B. 1911), 765 (H.B.

4504), and 937 (S.B. 1525), Acts of the 88th Legislature, Regular Session, 2023, is reenacted and amended to read as follows:

(a) This section applies only to:

(1) a current or former peace officer as defined by Article 2A.001, Code of Criminal Procedure, and the spouse or surviving spouse of the peace officer;

(2) the adult child of a current peace officer as defined by Article 2A.001, Code of Criminal Procedure;

(3) a current or honorably retired county jailer as defined by Section 1701.001, Occupations Code;

(4) an employee of the Texas Department of Criminal Justice;

(5) a commissioned security officer as defined by Section 1702.002, Occupations Code;

(6) an individual who shows that the individual, the individual's child, or another person in the individual's household is a victim of family violence as defined by Section 71.004, Family Code, by providing:

(A) a copy of a protective order issued under Chapter 85, Family Code, or a magistrate's order for emergency protection issued under Article 17.292, Code of Criminal Procedure; or

(B) other independent documentary evidence necessary to show that the individual, the individual's child, or another person in the individual's household is a victim of family violence;

(7) an individual who shows that the individual, the

1 individual's child, or another person in the individual's household
2 is a victim of sexual assault or abuse, stalking, or trafficking of
3 persons by providing:

4 (A) a copy of a protective order issued under
5 Subchapter A or B, Chapter 7B, Code of Criminal Procedure, or a
6 magistrate's order for emergency protection issued under Article
7 17.292, Code of Criminal Procedure; or

8 (B) other independent documentary evidence
9 necessary to show that the individual, the individual's child, or
10 another person in the individual's household is a victim of sexual
11 assault or abuse, stalking, or trafficking of persons;

12 (8) a participant in the address confidentiality
13 program administered by the attorney general under Subchapter B,
14 Chapter 58, Code of Criminal Procedure, who provides proof of
15 certification under Article 58.059, Code of Criminal Procedure;

16 (9) a federal judge, a federal bankruptcy judge, a
17 marshal of the United States Marshals Service, a state judge, or a
18 family member of a federal judge, a federal bankruptcy judge, a
19 marshal of the United States Marshals Service, or a state judge;

20 (10) a current or former district attorney, criminal
21 district attorney, or county or municipal attorney whose
22 jurisdiction includes any criminal law or child protective services
23 matters;

24 (11) a current or former employee of a district
25 attorney, criminal district attorney, or county or municipal
26 attorney whose jurisdiction includes any criminal law or child
27 protective services matters;

1 (12) an officer or employee of a community supervision
2 and corrections department established under Chapter 76,
3 Government Code, who performs a duty described by Section 76.004(b)
4 of that code;

5 (13) a criminal investigator of the United States as
6 described by Article 2A.002(a), Code of Criminal Procedure;

7 (14) a current or honorably retired police officer or
8 inspector of the United States Federal Protective Service;

9 (15) a current or former United States attorney,
10 assistant United States attorney, federal public defender, deputy
11 federal public defender, or assistant federal public defender and
12 the spouse and child of the attorney or public defender;

13 (16) a current or former employee of the office of the
14 attorney general who is or was assigned to a division of that office
15 the duties of which involve law enforcement or are performed under
16 Chapter 231, Family Code;

17 (17) a medical examiner or person who performs
18 forensic analysis or testing who is employed by this state or one or
19 more political subdivisions of this state;

20 (18) a current or former member of the United States
21 armed forces who has served in an area that the president of the
22 United States by executive order designates for purposes of 26
23 U.S.C. Section 112 as an area in which armed forces of the United
24 States are or have engaged in combat;

25 (19) a current or former employee of the Texas
26 Juvenile Justice Department or of the predecessors in function of
27 the department;

1 (20) a current or former juvenile probation or
2 supervision officer certified by the Texas Juvenile Justice
3 Department, or the predecessors in function of the department,
4 under Title 12, Human Resources Code;

5 (21) a current or former employee of a juvenile
6 justice program or facility, as those terms are defined by Section
7 [261.405](#), Family Code;

8 (22) a current or former employee of the Texas Civil
9 Commitment Office or the predecessor in function of the office or a
10 division of the office;

11 (23) a current or former employee of a federal judge or
12 state judge;

13 (24) a current or former child protective services
14 caseworker, adult protective services caseworker, or investigator
15 for the Department of Family and Protective Services or a current or
16 former employee of a department contractor performing child
17 protective services caseworker, adult protective services
18 caseworker, or investigator functions for the contractor on behalf
19 of the department;

20 (25) an elected public officer;

21 (26) a firefighter or volunteer firefighter or
22 emergency medical services personnel as defined by Section [773.003](#),
23 Health and Safety Code;

24 (27) a customs and border protection officer or border
25 patrol agent of United States Customs and Border Protection or the
26 spouse, surviving spouse, or adult child of a customs and border
27 protection officer or border patrol agent;

1 (28) [~~(27)~~ a current or former attorney for the
2 ~~Department of Family and Protective Services~~

3 ~~[(27)]~~ a current or former employee or contract staff
4 member of a university health care provider at a corrections
5 facility operated by the Texas Department of Criminal Justice or
6 the Texas Juvenile Justice Department;

7 (29) [~~and~~
8 ~~[(28)]~~ a current or former attorney for the Department
9 of Family and Protective Services;

10 (30) a current or former county clerk, district clerk,
11 or county and district clerk, or a current or former employee of the
12 office of a county clerk, district clerk, or county and district
13 clerk;

14 (31) a current or former employee whose duties relate
15 to court administration, including a court clerk, court
16 coordinator, court administrator, juvenile case manager, law
17 clerk, or staff attorney;

18 (32) a current or former employee of the Office of
19 Court Administration of the Texas Judicial System and entities
20 administratively attached to the office; and

21 (33) a current or former commissioner or employee of
22 the State Commission on Judicial Conduct.

23 SECTION 7. Section [521.121](#), Transportation Code, is amended
24 by amending Subsections (a) and (c) and adding Subsection (c-1) to
25 read as follows:

26 (a) The driver's license must include:

27 (1) a distinguishing number assigned by the department

1 to the license holder;

2 (2) a photograph of the entire face of the holder;

3 (3) the full name and date of birth of the holder;

4 (4) a brief description of the holder; and

5 (5) the license holder's residence address or, for a
6 license holder using the procedure under Subsection (c):

7 (A) [7] the street address of the courthouse in
8 which the license holder or license holder's spouse or parent:

9 (i) serves as a federal judge, including a
10 federal bankruptcy judge, a marshal of the United States Marshals
11 Service, a United States attorney, or a state judge; or

12 (ii) performs duties related to court
13 administration, including a court clerk, court coordinator, court
14 administrator, juvenile case manager, law clerk, or staff attorney;
15 or

16 (B) the office address of the office in which the
17 license holder or the license holder's spouse or parent performs
18 duties as an employee of the office of a county clerk, district
19 clerk, or county and district clerk, or of the Office of Court
20 Administration of the Texas Judicial System and entities
21 administratively attached to the office, or as a commissioner or
22 employee of the State Commission on Judicial Conduct.

23 (c) The department shall establish a procedure, on a license
24 holder's qualification for or appointment to office as a federal or
25 state judge as defined by Section 1.005, Election Code, or as a
26 county clerk, district clerk, or county and district clerk, or as a
27 federal bankruptcy judge, a marshal of the United States Marshals

Service, ~~[or]~~ a United States attorney, or for a license holder whose duties relate to court administration, including a court clerk, court coordinator, court administrator, juvenile case manager, law clerk, or staff attorney, or as an employee of the office of a county clerk, district clerk, or county and district clerk, or of the Office of Court Administration of the Texas Judicial System and entities administratively attached to the office, or as a commissioner or employee of the State Commission on Judicial Conduct, to omit the residence address of the judge, ~~[or]~~ official, commissioner, or employee and any family member of the judge, ~~[or]~~ official, commissioner, or employee on the license holder's license and to print ~~[include]~~, in lieu of that address, the street address of the courthouse or office building in which the license holder or license holder's spouse or parent serves as a federal or state judge, ~~[or]~~ official, commissioner, or employee.

(c-1) The residence address of a license holder whose residence address is omitted using the procedure under Subsection (c) is confidential and is available only for the official use of the department or a law enforcement agency.

SECTION 8. Not later than November 1, 2026, the Department of Public Safety shall:

(1) review the department's processes for implementation of and compliance with Section [521.121](#), Transportation Code, as amended by this Act; and

(2) submit to the governor, the lieutenant governor, the speaker of the house of representatives, each member of the legislature, and the Texas Judicial Council a written report

1 containing the results of the review, a description of the methods
2 used to prepare the review, and any recommendations for legislative
3 or other action.

4 SECTION 9. The changes in law made by this Act apply only to
5 a request for information that is received by a governmental body or
6 an officer on or after the effective date of this Act. A request for
7 information that was received before the effective date of this Act
8 is governed by the law in effect on the date the request was
9 received, and the former law is continued in effect for that
10 purpose.

11 SECTION 10. To the extent of any conflict, this Act prevails
12 over another Act of the 89th Legislature, Regular Session, 2025,
13 relating to nonsubstantive additions to and corrections in enacted
14 codes.

15 SECTION 11. This Act takes effect September 1, 2025.